

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

UNITED STATES OF AMERICA	§	
	§	
v.	§	NO. 4:19CR234
	§	Judge Mazzant/Judge Nowak
MARTIN ARMANDO PALMA-LOYA	§	
aka Raul Nanez, Jr.	§	
aka Manuel Zuniga	§	
aka Jose Martinez	§	

**ELEMENTS OF THE OFFENSE**

The defendant, MARTIN ARMANDO PALMA-LOYA, aka Raul Nanez, Jr., aka Manuel Zuniga, aka Jose Martinez, is charged in Count One of the indictment with a violation of 8 U.S.C. § 1326(a) and (b), reentry of a deported alien. The United States must prove the following essential elements beyond a reasonable doubt in order to establish a violation of section 1326:

1. That the defendant was an alien at the time alleged in the indictment;
2. That the defendant was denied admission, excluded, deported, or removed from the United States;
3. That thereafter, the defendant was found unlawfully present in the United States; and
4. That the defendant had not received the consent of the Attorney General of the United States, or the successor, Secretary of the Department of Homeland Security, to apply for readmission to the United States since the time of his previous removal, deportation, or exclusion.

Respectfully submitted,  
JOSEPH D. BROWN  
UNITED STATES ATTORNEY

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**CERTIFICATE OF SERVICE**

I certify that I filed a true and correct copy of this document through the district court's Case Management/Electronic Case File ("CM/ECF") system on May 9, 2019. All case participants should have received notice of the filing through the CM/ECF system.

/s/ William R. Tatum  
WILLIAM R. TATUM